

DISTRICT OF COLUMBIA
+ + + + +
ALCOHOLIC BEVERAGE CONTROL BOARD
+ + + + +
MEETING

IN THE MATTER OF: *
*
T & L Investment Group, LLC *
t/a Panda Gourmet * Show Cause
2700 New York Ave., NE * Hearing
Retailer CR - ANC-5C * (Status)
License No. 86961 *
Case #15-AUD-00050 *
*
(Failed to File Quarterly *
Statements-4th Quarter 2014) *

September 9, 2015

The Alcoholic Beverage Control Board
met in the Alcoholic Beverage Control Hearing
Room, Reeves Building, 2000 14th Street, N.W.,
Suite 400S, Washington, D.C. 20009, Chairperson
Ruthanne Miller, presiding.

PRESENT:

RUTHANNE MILLER, Chairperson
NICK ALBERTI, Member
DONALD BROOKS, Member
MIKE SILVERSTEIN, Member
HECTOR RODRIGUEZ, Member
JAMES SHORT, Member

ALSO PRESENT:

AMY SCHMIDT, OAG

1 P-R-O-C-E-E-D-I-N-G-S

2 10:24 a.m.

3 CHAIRPERSON MILLER: The next case is
4 Case No. 15-AUD-00058, Panda Gourmet located at
5 2700 New York Avenue, N.E., License No. 86961, in
6 ANC-5C.

7 MS. SCHMIDT: Good morning. Amy
8 Schmidt, Assistant Attorney General on behalf of
9 the District of Columbia.

10 MR. JONES: Good morning. Mark Jones,
11 general manager of T & L Investment Group on
12 behalf of Panda Gourmet, t/a Panda Gourmet.

13 CHAIRPERSON MILLER: Okay. Good
14 morning. Do the parties have any preliminary
15 matters?

16 MS. SCHMIDT: Yes, we do.

17 CHAIRPERSON MILLER: Okay.

18 MS. SCHMIDT: We are going to present
19 an Offer in Compromise consisting of a \$2,000
20 fine provided the quarterly statement is filed,
21 which I have been told it has been filed.

22 MR. JONES: Everything is current.

1 MS. SCHMIDT: This -- and so -- and if
2 it's not paid within -- and we are giving 60 days
3 to be paid. It's \$2,000 to be paid and if it's
4 not paid within 60 days, the license will be
5 suspended until payment is made.

6 CHAIRPERSON MILLER: Mr. Jones?

7 MR. JONES: Yes.

8 CHAIRPERSON MILLER: Did you say that
9 all quarterly statements have been filed?

10 MR. JONES: Yes. They are current.

11 CHAIRPERSON MILLER: You are up to
12 date on that?

13 MR. JONES: Yes.

14 CHAIRPERSON MILLER: Okay. Good. All
15 right. Then --

16 MEMBER ALBERTI: Ms. Miller?

17 CHAIRPERSON MILLER: Yes?

18 MEMBER ALBERTI: May I inquire of Mr.
19 Jones what his position with the --

20 CHAIRPERSON MILLER: Panda Gourmet?

21 MEMBER ALBERTI: No. T & L Investment
22 Group is?

1 MR. JONES: General manager.

2 MEMBER ALBERTI: So are you a member
3 of the LLC?

4 MR. JONES: No, I'm not.

5 MEMBER ALBERTI: Okay. Do you have --
6 have you entered a document of representation or
7 that can be handed to us?

8 MR. JONES: I did in June, but I have
9 another copy of that, but it was entered
10 previously.

11 MEMBER ALBERTI: Okay. And it
12 explicitly says all cases?

13 MR. JONES: Yes, it does.

14 MEMBER ALBERTI: Okay. Great. Very
15 good. I just wanted to double check that we had
16 a valid representative here.

17 MR. JONES: Yes.

18 MEMBER ALBERTI: Thank you.

19 CHAIRPERSON MILLER: Okay. Yes, I
20 remember Mr. Jones. All right. Let me ask you
21 do you agree to this Offer in Compromise of the
22 payment of fine of \$2,000 to be paid within 60

1 days? And if not paid within 60 days, your
2 license will be suspended until it is paid.

3 MR. JONES: That's correct.

4 CHAIRPERSON MILLER: Okay.

5 MR. JONES: I understand.

6 CHAIRPERSON MILLER: Okay. And you
7 understand that you waive your right to a hearing
8 and your right to appeal by entering this Offer
9 in Compromise?

10 MR. JONES: Yes. I had discussion
11 with the Attorney General's Office counsel.

12 CHAIRPERSON MILLER: Okay.

13 MR. JONES: And we totally understand.

14 CHAIRPERSON MILLER: Good. All right.
15 Then I would move to approve this Offer in
16 Compromise of a payment of a fine of \$2,000 to be
17 paid within 60 days. If not paid within 60 days,
18 then the license would be suspended until paid.

19 MEMBER SHORT: Second.

20 CHAIRPERSON MILLER: Mr. Short has
21 seconded the motion.

22 All those in favor say aye.

1 ALL: Aye.

2 CHAIRPERSON MILLER: All those
3 opposed? All those abstaining? The motion
4 passes then 6-0-0. All right.

5 (Whereupon, the Show Cause (Status)
6 Hearing in the above-entitled matter was
7 concluded at 10:28 a.m.)

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

A	current 2:22 3:10	J	5:15
\$2,000 2:19 3:3 4:22 5:16	D	JAMES 1:19	Office 5:11
a.m 2:2 6:7	D.C 1:14	Jones 2:10,10,22 3:6,7,10,13,19 4:1 4:4,8,13,17,20 5:3 5:5,10,13	Okay 2:13,17 3:14 4:5,11,14,19 5:4,6 5:12
above-entitled 6:6	date 3:12	June 4:8	opposed 6:3
abstaining 6:3	days 3:2,4 5:1,1,17 5:17	K	P
agree 4:21	discussion 5:10	L	P-R-O-C-E-E-D-I-...
ALBERTI 1:17 3:16 3:18,21 4:2,5,11 4:14,18	District 1:1 2:9	license 1:8 2:5 3:4 5:2,18	2:1
Alcoholic 1:2,13,13	document 4:6	LLC 1:6 4:3	paid 3:2,3,3,4 4:22 5:1,2,17,17,18
Amy 1:21 2:7	DONALD 1:18	located 2:4	Panda 1:6 2:4,12 2:12 3:20
ANC-5C 1:7 2:6	double 4:15	M	parties 2:14
appeal 5:8	E	manager 2:11 4:1	passes 6:4
approve 5:15	entered 4:6,9	Mark 2:10	payment 3:5 4:22 5:16
Assistant 2:8	entering 5:8	matter 1:5 6:6	position 3:19
Attorney 2:8 5:11	explicitly 4:12	matters 2:15	preliminary 2:14
Ave 1:7	F	MEETING 1:3	present 1:16,20 2:18
Avenue 2:5	Failed 1:9	member 1:17,18,18 1:19,19 3:16,18 3:21 4:2,2,5,11,14 4:18 5:19	presiding 1:15
aye 5:22 6:1	favor 5:22	met 1:13	previously 4:10
B	File 1:9	MIKE 1:18	provided 2:20
behalf 2:8,12	filed 2:20,21 3:9	Miller 1:15,17 2:3 2:13,17 3:6,8,11 3:14,16,17,20 4:19 5:4,6,12,14 5:20 6:2	Q
Beverage 1:2,13,13	fine 2:20 4:22 5:16	morning 2:7,10,14	Quarter 1:10
Board 1:2,13	G	motion 5:21 6:3	quarterly 1:9 2:20 3:9
BROOKS 1:18	general 2:8,11 4:1	move 5:15	R
Building 1:14	General's 5:11	N	Reeves 1:14
C	giving 3:2	N.E 2:5	remember 4:20
case 1:8 2:3,4	going 2:18	N.W 1:14	representation 4:6
cases 4:12	good 2:7,10,13 3:14 4:15 5:14	NE 1:7	representative 4:16
Cause 1:6 6:5	Gourmet 1:6 2:4,12 2:12 3:20	New 1:7 2:5	Retailer 1:7
Chairperson 1:14 1:17 2:3,13,17 3:6 3:8,11,14,17,20 4:19 5:4,6,12,14 5:20 6:2	Great 4:14	NICK 1:17	right 3:15 4:20 5:7 5:8,14 6:4
check 4:15	Group 1:6 2:11 3:22	O	RODRIGUEZ 1:19
Columbia 1:1 2:9	H	OAG 1:21	Room 1:14
Compromise 2:19 4:21 5:9,16	handed 4:7	Offer 2:19 4:21 5:8	Ruthanne 1:15,17
concluded 6:7	hearing 1:7,13 5:7 6:6		S
consisting 2:19	HECTOR 1:19		says 4:12
Control 1:2,13,13	I		Schmidt 1:21 2:7,8 2:16,18 3:1
copy 4:9	inquire 3:18		Second 5:19
correct 5:3	Investment 1:6 2:11 3:21		seconded 5:21
counsel 5:11			
CR 1:7			

September 1:12
Short 1:19 5:19,20
Show 1:6 6:5
SILVERSTEIN 1:18
statement 2:20
statements 3:9
Statements-4th
 1:10
Status 1:7 6:5
Street 1:14
Suite 1:14
suspended 3:5 5:2
 5:18

T

T 1:6 2:11 3:21
t/a 1:6 2:12
Thank 4:18
told 2:21
totally 5:13

U

understand 5:5,7
 5:13

V

valid 4:16

W

waive 5:7
wanted 4:15
Washington 1:14

X

Y

York 1:7 2:5

Z

0

1

10:24 2:2
10:28 6:7
14th 1:14
15-AUD-00050 1:8
15-AUD-00058 2:4

2

2000 1:14
20009 1:14
2014 1:10
2015 1:12
2700 1:7 2:5

3

4

400S 1:14

5

6

6-0-0 6:4
60 3:2,4 4:22 5:1,17
 5:17

7

8

86961 1:8 2:5

9

9 1:12